

B1 (Official Form 1)(4/10)

United States Bankruptcy Court District of Massachusetts		Voluntary Petition
Name of Debtor (if individual, enter Last, First, Middle): Silver Spoon Salad Company, Inc.		Name of Joint Debtor (Spouse) (Last, First, Middle):
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):		All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names):
Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all) 02-0499501		Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all)
Street Address of Debtor (No. and Street, City, and State): 447 West Lowell Avenue Haverhill, MA <div style="text-align: right;">ZIP Code 01832</div>		Street Address of Joint Debtor (No. and Street, City, and State): <div style="text-align: right;">ZIP Code</div>
County of Residence or of the Principal Place of Business: Essex		County of Residence or of the Principal Place of Business:
Mailing Address of Debtor (if different from street address): <div style="text-align: right;">ZIP Code</div>		Mailing Address of Joint Debtor (if different from street address): <div style="text-align: right;">ZIP Code</div>
Location of Principal Assets of Business Debtor (if different from street address above):		
Type of Debtor (Form of Organization) (Check one box) <input type="checkbox"/> Individual (includes Joint Debtors) <i>See Exhibit D on page 2 of this form.</i> <input checked="" type="checkbox"/> Corporation (includes LLC and LLP) <input type="checkbox"/> Partnership <input type="checkbox"/> Other (If debtor is not one of the above entities, check this box and state type of entity below.)	Nature of Business (Check one box) <input type="checkbox"/> Health Care Business <input type="checkbox"/> Single Asset Real Estate as defined in 11 U.S.C. § 101 (51B) <input type="checkbox"/> Railroad <input type="checkbox"/> Stockbroker <input type="checkbox"/> Commodity Broker <input type="checkbox"/> Clearing Bank <input checked="" type="checkbox"/> Other Tax-Exempt Entity (Check box, if applicable) <input type="checkbox"/> Debtor is a tax-exempt organization under Title 26 of the United States Code (the Internal Revenue Code).	Chapter of Bankruptcy Code Under Which the Petition is Filed (Check one box) <div style="display: flex; justify-content: space-between;"> <div> <input type="checkbox"/> Chapter 7 <input type="checkbox"/> Chapter 9 <input checked="" type="checkbox"/> Chapter 11 <input type="checkbox"/> Chapter 12 <input type="checkbox"/> Chapter 13 </div> <div> <input type="checkbox"/> Chapter 15 Petition for Recognition of a Foreign Main Proceeding <input type="checkbox"/> Chapter 15 Petition for Recognition of a Foreign Nonmain Proceeding </div> </div> Nature of Debts (Check one box) <div style="display: flex; justify-content: space-between;"> <div> <input type="checkbox"/> Debts are primarily consumer debts, defined in 11 U.S.C. § 101(8) as "incurred by an individual primarily for a personal, family, or household purpose." </div> <div> <input checked="" type="checkbox"/> Debts are primarily business debts. </div> </div>
Filing Fee (Check one box) <input checked="" type="checkbox"/> Full Filing Fee attached <input type="checkbox"/> Filing Fee to be paid in installments (applicable to individuals only). Must attach signed application for the court's consideration certifying that the debtor is unable to pay fee except in installments. Rule 1006(b). See Official Form 3A. <input type="checkbox"/> Filing Fee waiver requested (applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B.		Chapter 11 Debtors Check one box: <input type="checkbox"/> Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). <input checked="" type="checkbox"/> Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D). Check if: <input type="checkbox"/> Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,343,300 (<i>amount subject to adjustment on 4/01/13 and every three years thereafter</i>). Check all applicable boxes: <input type="checkbox"/> A plan is being filed with this petition. <input type="checkbox"/> Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
Statistical/Administrative Information <input type="checkbox"/> Debtor estimates that funds will be available for distribution to unsecured creditors. <input checked="" type="checkbox"/> Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors.		THIS SPACE IS FOR COURT USE ONLY
Estimated Number of Creditors <div style="display: flex; justify-content: space-around;"> <input type="checkbox"/> 1-49 <input checked="" type="checkbox"/> 50-99 <input type="checkbox"/> 100-199 <input type="checkbox"/> 200-999 <input type="checkbox"/> 1,000-5,000 <input type="checkbox"/> 5,001-10,000 <input type="checkbox"/> 10,001-25,000 <input type="checkbox"/> 25,001-50,000 <input type="checkbox"/> 50,001-100,000 <input type="checkbox"/> OVER 100,000 </div>		
Estimated Assets <div style="display: flex; justify-content: space-around;"> <input checked="" type="checkbox"/> \$0 to \$50,000 <input type="checkbox"/> \$50,001 to \$100,000 <input type="checkbox"/> \$100,001 to \$500,000 <input type="checkbox"/> \$500,001 to \$1 million <input type="checkbox"/> \$1,000,001 to \$10 million <input type="checkbox"/> \$10,000,001 to \$50 million <input type="checkbox"/> \$50,000,001 to \$100 million <input type="checkbox"/> \$100,000,001 to \$500 million <input type="checkbox"/> \$500,000,001 to \$1 billion <input type="checkbox"/> More than \$1 billion </div>		
Estimated Liabilities <div style="display: flex; justify-content: space-around;"> <input type="checkbox"/> \$0 to \$50,000 <input type="checkbox"/> \$50,001 to \$100,000 <input type="checkbox"/> \$100,001 to \$500,000 <input type="checkbox"/> \$500,001 to \$1 million <input checked="" type="checkbox"/> \$1,000,001 to \$10 million <input type="checkbox"/> \$10,000,001 to \$50 million <input type="checkbox"/> \$50,000,001 to \$100 million <input type="checkbox"/> \$100,000,001 to \$500 million <input type="checkbox"/> \$500,000,001 to \$1 billion <input type="checkbox"/> More than \$1 billion </div>		

Voluntary Petition <i>(This page must be completed and filed in every case)</i>		Name of Debtor(s): Silver Spoon Salad Company, Inc.	
All Prior Bankruptcy Cases Filed Within Last 8 Years (If more than two, attach additional sheet)			
Location Where Filed: - None -	Case Number:	Date Filed:	
Location Where Filed:	Case Number:	Date Filed:	
Pending Bankruptcy Case Filed by any Spouse, Partner, or Affiliate of this Debtor (If more than one, attach additional sheet)			
Name of Debtor: - None -	Case Number:	Date Filed:	
District:	Relationship:	Judge:	
Exhibit A (To be completed if debtor is required to file periodic reports (e.g., forms 10K and 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 and is requesting relief under chapter 11.) <input type="checkbox"/> Exhibit A is attached and made a part of this petition.		Exhibit B (To be completed if debtor is an individual whose debts are primarily consumer debts.) I, the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each such chapter. I further certify that I delivered to the debtor the notice required by 11 U.S.C. §342(b). X _____ Signature of Attorney for Debtor(s) (Date)	
Exhibit C			
Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety? <input type="checkbox"/> Yes, and Exhibit C is attached and made a part of this petition. <input checked="" type="checkbox"/> No.			
Exhibit D			
(To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.) <input type="checkbox"/> Exhibit D completed and signed by the debtor is attached and made a part of this petition. If this is a joint petition: <input type="checkbox"/> Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition.			
Information Regarding the Debtor - Venue (Check any applicable box)			
<input checked="" type="checkbox"/> Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District. <input type="checkbox"/> There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District. <input type="checkbox"/> Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District.			
Certification by a Debtor Who Resides as a Tenant of Residential Property (Check all applicable boxes)			
<input type="checkbox"/> Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.) _____ (Name of landlord that obtained judgment) _____ (Address of landlord)			
<input type="checkbox"/> Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and <input type="checkbox"/> Debtor has included in this petition the deposit with the court of any rent that would become due during the 30-day period after the filing of the petition. <input type="checkbox"/> Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(l)).			

Voluntary Petition

(This page must be completed and filed in every case)

Name of Debtor(s):

Silver Spoon Salad Company, Inc.

Signatures

Signature(s) of Debtor(s) (Individual/Joint)

I declare under penalty of perjury that the information provided in this petition is true and correct.

[If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7.

[If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. §342(b).

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

X _____
Signature of Debtor

X _____
Signature of Joint Debtor

Telephone Number (If not represented by attorney)

Date

Signature of a Foreign Representative

I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition.

(Check only one box.)

☐ I request relief in accordance with chapter 15 of title 11, United States Code. Certified copies of the documents required by 11 U.S.C. §1515 are attached.

☐ Pursuant to 11 U.S.C. §1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.

X _____
Signature of Foreign Representative

Printed Name of Foreign Representative

Date

Signature of Attorney*

X **/s/ Robert L. O'Brien** _____
Signature of Attorney for Debtor(s)

Robert L. O'Brien 653806

Printed Name of Attorney for Debtor(s)

Robert L. O'Brien

Firm Name

Attorney at Law

P.O. Box 357

New Boston, NH 03070-0357

Address

Email: RobJD@mail2firm.com

603-459-9965 Fax: 603-250-0822

Telephone Number

September 19, 2010

Date

*In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect.

Signature of Non-Attorney Bankruptcy Petition Preparer

I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19 is attached.

Printed Name and title, if any, of Bankruptcy Petition Preparer

Social-Security number (If the bankruptcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.)(Required by 11 U.S.C. § 110.)

Address

X _____
Date

Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose Social Security number is provided above.

Names and Social-Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual:

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both 11 U.S.C. §110; 18 U.S.C. §156.

Signature of Debtor (Corporation/Partnership)

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

X **/s/ Ronald Tomacchio** _____
Signature of Authorized Individual

Ronald Tomacchio

Printed Name of Authorized Individual

Vice President

Title of Authorized Individual

September 19, 2010

Date

B4 (Official Form 4) (12/07)

**United States Bankruptcy Court
District of Massachusetts**

In re **Silver Spoon Salad Company, Inc.**

Debtor(s)

Case No.

Chapter **11**

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

Following is the list of the debtor's creditors holding the 20 largest unsecured claims. The list is prepared in accordance with Fed. R. Bankr. P. 1007(d) for filing in this chapter 11 [or chapter 9] case. The list does not include (1) persons who come within the definition of "insider" set forth in 11 U.S.C. § 101, or (2) secured creditors unless the value of the collateral is such that the unsecured deficiency places the creditor among the holders of the 20 largest unsecured claims. If a minor child is one of the creditors holding the 20 largest unsecured claims, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See 11 U.S.C. § 112; Fed. R. Bankr. P. 1007(m).

(1) <i>Name of creditor and complete mailing address including zip code</i>	(2) <i>Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted</i>	(3) <i>Nature of claim (trade debt, bank loan, government contract, etc.)</i>	(4) <i>Indicate if claim is contingent, unliquidated, disputed, or subject to setoff</i>	(5) <i>Amount of claim [if secured, also state value of security]</i>
Arrow Paper PO BOX 1001 Wilmington, MA 01887	Arrow Paper PO BOX 1001 Wilmington, MA 01887			55,000.00
Boston Salads 85 Newmarket Sq Boston, MA 02118	Boston Salads 85 Newmarket Sq Boston, MA 02118			35,000.00
Cains Foods PO BOX 843018 Boston, MA 02284-3018	Cains Foods PO BOX 843018 Boston, MA 02284-3018			10,278.78
City of Haverhall Collector of Taxes PO BOX 193 Medford, MA 02155-0002	City of Haverhall Collector of Taxes PO BOX 193 Medford, MA 02155-0002			30,000.00
Crawford & Associates PO BOX 742 Water Valley, MS 38965	Crawford & Associates PO BOX 742 Water Valley, MS 38965			12,000.00
Eastland Foods 69 Fletcher Ave Cranston, RI 02920	Eastland Foods 69 Fletcher Ave Cranston, RI 02920			25,000.00
Ikon Financial Services PO BOX 41564 Philadelphia, PA 19101-1564	Ikon Financial Services PO BOX 41564 Philadelphia, PA 19101-1564	copier lease		8,500.00
James Tomacchio 27 Gaston St Methuen, MA 01844	James Tomacchio 27 Gaston St Methuen, MA 01844			20,303.75
Labelprint America Inc 8 Opportunity Way Newburyport, MA 01950	Labelprint America Inc 8 Opportunity Way Newburyport, MA 01950			8,000.00
Land O'Frost PO BOX 353 Lansing, IL 60438-1100	Land O'Frost PO BOX 353 Lansing, IL 60438-1100			5,000.00
National Grid Electric PO BOX 1005 Woburn, MA 01807-1005	National Grid Electric PO BOX 1005 Woburn, MA 01807-1005			14,693.00
Paul W Marks Co 8 Commercial Street Everett, MA 02149	Paul W Marks Co 8 Commercial Street Everett, MA 02149			10,000.00

B4 (Official Form 4) (12/07) - Cont.

In re **Silver Spoon Salad Company, Inc.**

Case No. _____

Debtor(s)

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(Continuation Sheet)

(1) <i>Name of creditor and complete mailing address including zip code</i>	(2) <i>Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted</i>	(3) <i>Nature of claim (trade debt, bank loan, government contract, etc.)</i>	(4) <i>Indicate if claim is contingent, unliquidated, disputed, or subject to setoff</i>	(5) <i>Amount of claim [if secured, also state value of security]</i>
Ronald Tomacchio Sr. PO BOX 26 Hampstead, NH 03841	Ronald Tomacchio Sr. PO BOX 26 Hampstead, NH 03841			40,618.51
Shaheen Bros PO BOX 897 Amesbury, MA 01913	Shaheen Bros PO BOX 897 Amesbury, MA 01913			28,000.00
Shining Ocean 1515 Puyallup Street Sumner, WA 98390	Shining Ocean 1515 Puyallup Street Sumner, WA 98390			7,000.00
Source Pack 19 Alexander Rd, Ste 5 Billerica, MA 01821	Source Pack 19 Alexander Rd, Ste 5 Billerica, MA 01821			14,000.00
Sovereign Bank 75 State Street Boston, MA 02109	Sovereign Bank 75 State Street Boston, MA 02109	Cross collateralized against inventory and equipment		1,900,000.00 (0.00 secured)
Sovereign Bank 75 State Street Boston, MA 02109	Sovereign Bank 75 State Street Boston, MA 02109	Line of Credit		600,000.00 (0.00 secured)
Sovereign Bank 75 State Street Boston, MA 02109	Sovereign Bank 75 State Street Boston, MA 02109	Inventory, equipment and receivables		300,000.00 (0.00 secured)
Sprague Energy Corp PO BOX 83344 Woburn, MA 01813-3344	Sprague Energy Corp PO BOX 83344 Woburn, MA 01813-3344			18,000.00

**DECLARATION UNDER PENALTY OF PERJURY
ON BEHALF OF A CORPORATION OR PARTNERSHIP**

I, the Vice President of the corporation named as the debtor in this case, declare under penalty of perjury that I have read the foregoing list and that it is true and correct to the best of my information and belief.

Date **September 19, 2010**

Signature **/s/ Ronald Tomacchio**

**Ronald Tomacchio
Vice President**

Penalty for making a false statement or concealing property: Fine of up to \$500,000 or imprisonment for up to 5 years or both. 18 U.S.C. §§ 152 and 3571.

AG New England
PO BOX 6000
Suncook NH 03275

Alpha Chemical Servicing Inc
PO BOX 431
Stoughton MA 02072

Analytical Testing Lab
345 Trapelo Road
Belmont MA 02478

Arrow Paper
PO BOX 1001
Wilmington MA 01887

Boston Baking Inc
101 Sprague Street
Peabody MA 01960

Boston Salads
85 Newmarket Sq
Boston MA 02118

C & C Scale Co., Inc.
107 Rocky Meadow St
Middleboro MA 02346

Cains Foods
PO BOX 843018
Boston MA 02284-3018

Captain Kens
344 South Robert St
Saint Paul MN 55107

Cara Donna
55 Foodmart Rd
Boston MA 02118

Charles George Companies Inc
PO BOX 857
Londonderry NH 03053

City of Haverhall
Collector of Taxes
PO BOX 193
Medford MA 02155-0002

City of Haverhill
WasteWater/Water treatment
4 Summer St, Rm 300
Haverhill MA 01830

Clean Uniforms
PO BOX 63070
New Bedford MA 02746

Crawford & Associates
PO BOX 742
Water Valley MS 38965

Crocker & Windsor Seafoods, Inc.
PO BOX 51905
Boston MA 02205

DA Bucci & Sons Inc
260 Main Street
Stoneham MA 02180

Eastland Foods
69 Fletcher Ave
Cranston RI 02920

Ikon Financial Services
PO BOX 41564
Philadelphia PA 19101-1564

Imperial Fruit Trading LLC
PO BOX 841
Andover MA 01810

Industrial Boiler & Mechanical Services
PO BOX 711
Peabody MA 01960

James Tomacchio
27 Gaston St
Methuen MA 01844

Jard Marketing Corp
PO BOX 288
Lawrence MA 01842

Labelprint America Inc
8 Opportunity Way
Newburyport MA 01950

Land O'Frost
PO BOX 353
Lansing IL 60438-1100

M. Cutone
145 Market Street
Chelsea MA 02150

Milk N-It Dairy
576 Mammoth Road
Londonderry NH 03053

Modern Pest Services
100 Pleasant St
Brunswick ME 04011

Monson Companies
PO BOX 14010
Lewiston ME 04243-9537

National Grid Electric
PO BOX 1005
Woburn MA 01807-1005

National Grid Gax
PO BOX 4300
Woburn MA 01888-4300

Northeastern Refrigerated
1650 Shawsheen Street
Tewksbury MA 01876

Paul W Marks Co
8 Commercial Street
Everett MA 02149

Poole
35 Commercial Dr Unit #1
Exeter NH 03833

Rice & Brouillard Electric Inc
PO BOX 1626
Haverhill MA 01831

Rochester Midland Corp
PO BOX 31515
Rochester NY 14603-1515

Ronald Tomacchio Sr.
PO BOX 26
Hampstead NH 03841

Shaheen Bros
PO BOX 897
Amesbury MA 01913

Shining Ocean
1515 Puyallup Street
Sumner WA 98390

Shrink Packaging Systems Corp
85 Northeastern Blvd
Nashua NH 03062

Source Pack
19 Alexander Rd, Ste 5
Billerica MA 01821

Sovereign Bank
75 State Street
Boston MA 02109

Sovereign Bank
75 State St
Boston MA 02109

Sovereign Bank
19 Pleasant St
Woburn MA 01801

Sprague Energy Corp
PO BOX 83344
Woburn MA 01813-3344

Sprint
PO BOX 105243
Atlanta GA 30348

Unicorr Packaging Group
4282 Paysphere Cr
Chicago IL 60674

Verizon
PO BOX 1
Worcester MA 01654

West Lowell Realty Inc.
447 West Lowell Av
Haverhill MA 01832

Yes Trans Inc
PO BOX 1442
Seabrook NH 03874